

1 District Judge John H. Chun
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

WESTERN TOWBOAT CO.,) In Admiralty
Plaintiff,) Case No.: 2:22-cv-00957-JHC
vs.)
UNITED STATES OF AMERICA, UNITED)
STATES ARMY CORPS OF ENGINEERS,)
Defendants.)
vs.)
WESTERN TOWBOAT CO.,)
Cross-Defendant,)
and)
Tugboat PACIFIC TITAN, its tackle, apparel,)
etc., *in rem*,)
Counter-Defendant.)

1 WHEREFORE the above action having been compromised, it is, upon the joined consent
2 of counsel for the respective parties:

3 ORDERED AND ADJUDICATED that judgment be entered in favor of plaintiff Western
4 Towboat Co. and against the United States on its claims for damages alleged in the Complaint
5 (ECF 1), and defendant United States shall pay to plaintiff Western Towboat Co. the total of, and
6 no more than the total of, One Hundred Sixty Thousand Dollars (\$160,000.00), without interest,
7 with all parties to bear their own costs and fees. The United States Army Corps of Engineers
8 never appeared in this action, and IT IS FURTHER ORDERED that the United States Army
9 Corps of Engineers is hereby dismissed with prejudice.

10 The United States and Western Towboat Co. have advised the Court they have entered
11 into a settlement agreement as a complete resolution of both the United States' crossclaims against
12 Western Towboat Co. (ECF 6) and its counterclaims against vessel PACIFIC TITAN (ECF 6),
13 without any admission of liability on the part of either Western Towboat Co. or vessel PACIFIC
14 TITAN, and with a mutual waiver of fees and costs. Accordingly, IT IS FURTHER ORDERED
15 that both the United States' crossclaim against Western Towboat and its counterclaim against
16 vessel PACIFIC TITAN are hereby dismissed with prejudice.

17 **IT IS SO ORDERED AND ADJUDGED.**

18 Dated this 28th day of April, 2023

19 
20 Honorable John H. Chun
21 UNITED STATES DISTRICT JUDGE
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